

Attorney Docket No. P29227

Mail Stop Amendment

Applicant

: Shoji NIKI

Group Art Unit: Not Yet Assigned

Appl. No.

: 10/567,446

(U.S. National Stage of PCT/JP2004/011493)

I.A. Filed

:August 4, 2004

Examiner: Not Yet Assigned

For

: PHOTOMETER

Mail Stop Amendment

Commissioner for Patents U.S. Patent and Trademark Office Customer Service Window, Mail Stop Amendment Randolph Building 401 Dulany Street Alexandria, VA 22314

Sir:

Transmitted herewith is a Preliminary Amendment in the above-captioned application.

Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.

A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

An Information Disclosure Statement, PTO Form 1449, and references cited.

X No additional fee is required.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 10	*20	0	X25=	\$	x 50=	\$0.00
Indep. Claims: 2	**3	0	X100=	\$	X200=	\$0.00
Multiple Dependent Claims Presented			+180=	\$	+360=	\$0.00
Extension Fees for Month(s)				\$		\$0.00
			Total:	\$	Total:	\$0.00

Please charge my Deposit Account No. 19-0089 in the amount of \$

to cover the filing/extension fee(s) is included. N/A_A Check in the amount of \$

X The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

X Any additional filing fees required under 37 C.F.R. 1.16.

X Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely

submission (37 CFR 1.136)(a)(3).

Bruce H. Bernstein Reg. No. 29,027

Steven Wegman Reg. No. 31,438 Applicant

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PRELIMINARY AMENDMENT

Commissioner for Patents U.S. Patent and Trademark Office Customer Service Window, Mail Stop AMENDMENT Randolph Building 401 Dulany Street Alexandria, VA 22314

Sir:

Prior to an examination of the above-identified patent application, the Examiner is respectfully requested to amend the Abstract, as follows:

Amendments to the Abstract begin on page 2 of this Preliminary Amendment.

Remarks begin on page 3 of this Preliminary Amendment.